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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Masatoshi TAKAHASHI et al.

Group Art Unit: 4133

Application No.: 10/556,063

Examiner: A. BOURKE

Filed: March 9, 2007

Docket No.: 136081

For: SOLAR CELL AND METHOD OF FABRICATING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the March 16, 2009 Restriction Requirement, Applicants provisionally elect Group I, claims 1–13 and 24–26, with traverse.

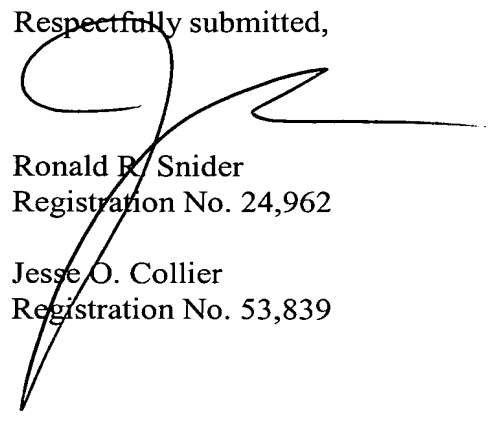
Applicants respectfully submit that there exists *a priori* unity of invention with respect to claims 1–31 by virtue of the claims all corresponding to the same single general inventive concept the catalytic CVD process as noted on page 2 of the Restriction Requirement. For example, claim 9, drawn to a solar cell product, discusses the catalytic CVD process. That independent claims 1, 9, and 13 are drawn to solar cell product and independent claims 14, 17, and 22 are drawn to a method of manufacturing the solar cell product is not proper grounds for restriction.

As recited in 37 C.F.R. §1.475(b), "a national stage application containing claims to different categories of invention will be considered to have unity of invention if the claims are drawn [to] . . . (1) A product and a process specially adapted for the manufacture of said

product." Thus, the current application meets the unity of invention requirement, and Applicants respectfully request withdrawal of the restriction requirement.

Thus, withdrawal of the Restriction Requirement is respectfully requested.

Respectfully submitted,



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RRS:KRG/jnm

Date: April 2, 2009

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